

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

INDECK KEYSTONE  
ENERGY, LLC, a Delaware limited liability  
company,

Plaintiff,

v.

VICTORY ENERGY  
OPERATIONS, LLC, a Delaware limited  
liability company,

Defendant.

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: CIVIL ACTION  
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: NO. 04-CV-325 (ERIE)  
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: Judge Sean J. McLaughlin  
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**ORDER**

AND NOW, this \_\_\_\_\_ day of May, 2007, upon consideration of Defendant's Motion *in Limine* to Bar Plaintiff from Referring to the Heinz boiler Drawings as Trade Secrets, and the opposition thereto, it is hereby ORDERED, DECREED AND ADJUDGED that Defendant's Motion in limine is DENIED. The Court finds that Defendant agreed to a confidentiality provision covering all design drawings and other technical information provided to Defendant.

BY THE COURT:

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McLaughlin, J.